

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. NO.: 4290-01
BILL NO.: HB 1969
SUBJECT: Drivers's License; Revocations
TYPE: Original
DATE: February 18, 2000

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Highway Fund	(\$23,094)	(\$20,636)	(\$21,288)
Total Estimated Net Effect on <u>All</u> State Funds	(\$23,094)	(\$20,636)	(\$21,288)

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
None	\$0	\$0	\$0
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2001	FY 2002	FY 2003
Local Government	\$1,635	\$1,961	\$1,961

Numbers within parentheses: () indicate costs or losses
This fiscal note contains 4 pages.

FISCAL ANALYSIS

PMM:LR:OD:005 (9-94)

ASSUMPTION

Officials from the **Office of State Public Defender (SPD)** assume the proposed legislation would have either no fiscal impact on their agency.

Officials from the **Office of State Courts Administrator (CTS)** assume there would be some increased workload for the court. However, CTS does not believe the number of cases would be so great as to cause a fiscal impact on the judiciary.

Officials from the **Department of Revenue (DOR)** assume this proposal allows a court to order an individual's driving privilege to be revoked for a period of two years for an offense of fleeing a law enforcement officer if the individual commits two or more violations while in the process of fleeing. A \$20 reinstatement fee is required prior to reinstatement of the license.

The Drivers License Bureau (DLB) obtained statistics from the Missouri Highway Patrol regarding resisting arrest. The most recent statistics compiled were from 1997. The 1997 statistics revealed 91 felony arrests and 320 misdemeanor arrests. Although the arrest data does not indicate if the individual arrested committed two or more violations while fleeing the law enforcement officer, it is assumed that nearly all would have committed numerous violations while fleeing. The data on resisting arrest offenses obtained from the Highway Patrol only pertained to state violations and excludes county and municipal offenses.

The DLB assumed a 3% growth rate per year on the number of resisting arrest violations. Using this assumption, the total state violations for fleeing a law enforcement officer are estimated to be 436 for 1999. ($411 \times 1.03 \times 1.03 = 436$)

Since state charges currently account for one third of arrests statewide, the DLB assumes a total of 1,308 state, county, and municipal violations per year ($436 \times 3 = 1,308$). The DLB would require one Clerk Typist II to handle the editing, data entry, mailing, telephone calls, limited driving privilege applications, reinstatement fees, reinstatement notices, license surrenders, walk-in customer assistance and correspondence associated with this legislation. Note: A similar volume of court orders is currently processed using one FTE in the DLB (Abuse and Lose Court Orders).

The DLB estimates a 30% reinstatement rate on the 1,308 revocations, resulting approximately 392 reinstatements annually ($1,308 \times 30\% = 392$). Reinstatement fees are \$20 each, therefore revenue of \$6,540 would be generated in FY01 and \$7,848 in FY 02 and 03, to be distributed between the Highway Fund, Cities and CART.

ASSUMPTION (continued)

Revenue FY01: \$4,905 Highway Fund, \$981 Cities, \$654 Counties

Revenue FY02 & 03: \$5,886 Highway Fund, \$1,177 Cities, \$784 Counties

The DOR estimates \$2,976 for State Data Center Costs for FY01 only.

Officials from the **Department of Transportation** concur with the Department of Revenue's response to this proposal.

<u>FISCAL IMPACT - State Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
HIGHWAY FUND			
<u>Income - Department of Revenue</u>			
Reinstatement fees	\$4,905	\$5,886	\$5,886
<u>Cost - Department of Revenue(DOR)</u>			
Personal Service - 1 FTE	(\$16,210)	(\$19,938)	(\$20,437)
Fringe Benefits	(4,985)	(6,131)	(6,284)
Expense and Equipment	(6,804)	(453)	(453)
Total <u>Costs</u> - DOR	(\$27,999)	(\$26,522)	(\$27,174)
ESTIMATED NET EFFECT ON HIGHWAY FUND	<u>(\$23,094)</u>	<u>(\$20,636)</u>	<u>(\$21,288)</u>

<u>FISCAL IMPACT - Local Government</u>	FY 2001 (10 Mo.)	FY 2002	FY 2003
LOCAL			
<u>Income - Cities</u>			
Reinstatement Fees	\$981	\$1,177	\$1,177
<u>Income - County Aid Road Trust Fund</u>			
Reinstatement Fees	\$654	\$784	\$784
ESTIMATED NET EFFECT ON LOCAL FUNDS	<u>\$1,635</u>	<u>\$1,961</u>	<u>\$1,961</u>

FISCAL IMPACT - Small Business

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No direct fiscal impact to small businesses would be expected as a result of this proposal.

DESCRIPTION

This proposal revokes the driving privileges of any person found to have fled a law enforcement officer after being signaled to stop and, while fleeing the officer, committed 2 or more traffic violations. The period of revocation is 2 years. If the person is a juvenile, the revocation period will be imposed upon the juvenile's sixteenth birthday. Hardship licenses and certain temporary instruction permits may be obtainable during the revocation period.

This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

This proposal would affect Total State Revenues.

SOURCES OF INFORMATION

Department of Revenue
Department of Transportation
Office of State Courts Administrator
Office of State Public Defender



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Director
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